

DARBY &
DARBY
PROFESSIONAL
CORPORATION



09-22-03

B

INTELLECTUAL PROPERTY LAW

805 THIRD AVENUE
NEW YORK, NY 10022-7513
TEL (212) 527-7700
FAX (212) 753-6237

September 16, 2003

Reference: 05986/100G635-US1

LISA J. ULRICH
ATTORNEY AT LAW
(212) 527-7732
lulrich@darbylaw.com

VIA FACSIMILE - 703-872-9314
Confirmation Copy Via Express Mail

United States Patent and Trademark Office
Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CONFIRMATION

Re: **U.S. Patent Application Serial No.: 09/771,011**
Method and System for Facilitating Wireless, Full-Body, Real-Time User
Interaction with Digitally Generated Text Data
Filing Date: January 26, 2001
Allowance Date: September 3, 2003

Dear Examiner Cao:

In confirmation of my voice mail message of earlier today, we submit the following letter which confirms the action which we respectfully request in connection with the above-identified, now allowed, patent application.

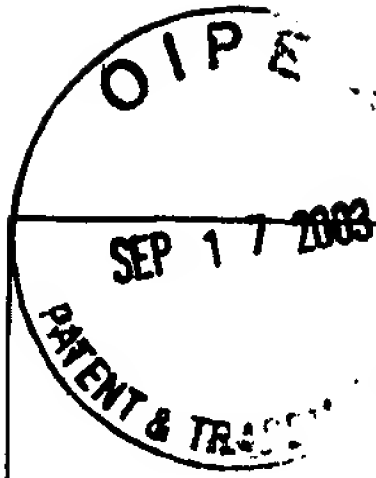
We note that Box 5 on the Notice of Allowance (copy attached) Form PTOL-37 for the above-identified patent application was not checked which states "Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119 (e)(to a provisional application)."

On page 2, lines 1-3 of the originally filed patent application, Applicants made a claim for domestic priority under 35 U.S.C. § 119 to U.S. Provisional Application Serial No. 60/178,228 filed on January 26, 2000. Applicants respectfully request that a supplemental Notice of Allowance that acknowledges Applicants' claim for domestic priority is faxed to 212 753 6237.

Thank you in advance for your kind attention to these matters.

Sincerely,

Lisa J. Ulrich
Attorney for Applicants
Registration No. 45,168



Notice of Allowability

Application No.	Applicant(s)	
09/771,011	UTTERBACK ET AL.	
Examiner	Art Unit	
Huedung X Cao	2671	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to amendment A, filed on 06/10/03.
2. ☒ The allowed claim(s) is/are 1-10.
3. ☒ The drawings filed on 06/15/01 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
- * Certified copies not received: _____.
5. ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
 - (a) ☐ The translation of the foreign language provisional application has been received.
6. ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application. **THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

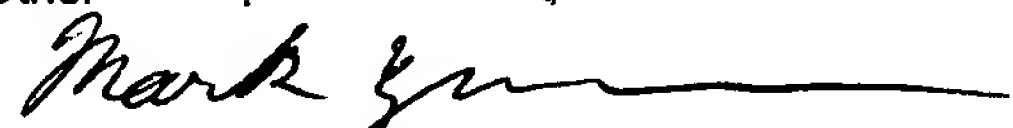
7. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
8. ☐ CORRECTED DRAWINGS must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No. _____.
 - (b) ☐ including changes required by the proposed drawing correction filed _____, which has been approved by the Examiner.
 - (c) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No. _____.

Identifying Indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet.

9. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|--|--|
| 1 <input type="checkbox"/> Notice of References Cited (PTO-892) | 2 <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3 <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 4 <input type="checkbox"/> Interview Summary (PTO-413), Paper No. _____ |
| 5 <input type="checkbox"/> Information Disclosure Statements (PTO-1449), Paper No. _____ | 6 <input type="checkbox"/> Examiner's Amendment/Comment |
| 7 <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit of Biological Material | 8 <input type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9 <input type="checkbox"/> Other |


MARK ZIMMERMAN
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2600